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NOT FOR CITATION

IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

AVAGO TECHNOLOGIES GENERAL IP PTE
LTD. and AVAGO TECHNOLOGIES ECBU IP
LTD.

Case No. C04-05385 JW (HRL)

Plaintiffs,

**ORDER RE: FEES AND COSTS
PURSUANT TO PREVIOUS ORDER OF
THE COURT**

v.

ELAN MICROELECTRONICS CORP. and
ELAN INFORMATION TECHNOLOGY
GROUP,

Re: Docket No. 252

Defendants.

This is a patent infringement action involving sensors used in optical computer mice. The fees and costs at issue here, began with Elan's¹ motion for leave to amend its final invalidity contentions. This Court granted the motion on the condition that Elan reimburse Avago for its costs and fees incurred in litigating the motion for leave. Avago submitted its declaration of counsel setting forth the costs and attorneys fees.² Elan submitted no opposition to that declaration.

¹ Although there are multiple plaintiffs and multiple defendants, for convenience, they are here referred to in the singular as "Avago" and "Elan."

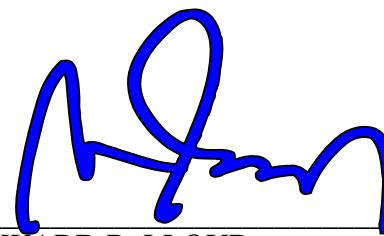
² (Lyon Decl., Docket No. 266)

1 This court is satisfied by the declaration of counsel as to the hourly rate, the time spent
2 opposing the motion to compel, as well as the costs incurred. Therefore, Elan shall pay
3 \$4,806.00 to Avago in attorneys fees and costs.

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5 **IT IS SO ORDERED.**

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7 Dated: 6/20/07

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HOWARD R. LLOYD
UNITED STATES MAGISTRATE JUDGE

United States District Court

For the Northern District of California

1 THIS SHALL CERTIFY THAT A COPY OF THIS ORDER WILL BE SENT TO:

2 Morgan Chu mchu@irell.com

3 Hsin-Yi Cindy Feng cfeng@akingump.com

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15 Jonathan Philip Steinsapir jsteinsapir@irell.com

16 * Counsel are responsible for providing copies of this order to co-counsel.

17
18 Dated: 6/20/07

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21 /s/ KRO
22 Chambers of Magistrate Judge Lloyd
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